

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 Maria Elena Garcia et al.,

12 Plaintiffs,

13 v.

14 City of Farmersville et al.,

15 Defendants.  
16

No. 1:21-cv-00482-KJM-EPG

ORDER

17 In two previous orders, the court directed the parties to meet and confer and file a joint  
18 status report on the effect of the bankruptcy proceedings in the Bankruptcy Court for the Southern  
19 District of Texas. Min. Order (Mar. 7, 2025), ECF No. 199; Order (Apr. 14, 2025), ECF No. 204.  
20 The court is in receipt of the parties' second joint status report regarding the impact of the  
21 bankruptcy proceedings. Report (May 13, 2025), ECF No. 207. The parties agree the automatic  
22 stay has been lifted to allow plaintiffs to pursue certain claims against the non-debtor defendants  
23 including the County of Tulare (Tulare), the City of Farmersville (Farmersville) and Officer  
24 Eduardo Carrillo. The parties also agree the automatic stay remains in effect as it relates to the  
25 pending causes of action against defendant California Forensic Medical Group Inc. d/b/a  
26 Wellpath. *Id.* at 3.

27 Defendants Farmersville and Carrillo contend "further briefing is required on the issue of  
28 whether this action may proceed to trial without violating the automatic stay given the current

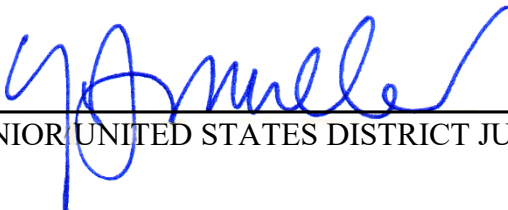
1 posture of the bankruptcy case.” *Id.* Farmersville and Carrillo also cite to two district court cases  
2 involving Wellpath’s bankruptcy where the courts “opted to stay the entire case given the  
3 intertwined issues with other defendants.” *Id.* at 4 (citing *Putman v. Cnty. of Tuscola*, 2025 U.S.  
4 Dist. LEXIS 48100, at \*14 (E.D. Mich. March 17, 2025); *Doss v. Cnty. of Alameda*, 2024 U.S.  
5 Dist. LEXIS 218513, at \*4 (N.D. Cal. Dec. 3, 2024)). Plaintiffs and Tulare do not address  
6 whether additional briefing is required or if a discretionary stay is appropriate. The court declines  
7 to address whether a discretionary stay is appropriate without a formal motion and briefing by the  
8 parties.

9 The defendants filed their pending motions for summary judgment nearly two years ago,  
10 before the bankruptcy court effectuated an automatic stay. Considering the age of the motions for  
11 summary judgment and the parties’ disagreement about the need for further briefing, the court  
12 now sets a deadline of **30 days from the filed date of this order** for parties not subject to the  
13 bankruptcy court’s partial stay to either renew their summary judgment motions, request  
14 additional briefing on defendants’ pending motions, or move for a discretionary stay of the case.  
15 If defendants do not file anything in response to this order, the court will consider the pending  
16 motions for summary judgment withdrawn and will set a final pretrial conference. The parties are  
17 again reminded that any renewed motion must comply with this District’s Local Rules, including  
18 Rule 230 and this court’s standing orders. Available dates for oral argument can be found on  
19 Senior District Judge Kimberly J. Mueller’s homepage of the court’s website.

20 The court of clerk is **directed** to update the caption of the case to indicate the matter is no  
21 longer stayed.

22 IT IS SO ORDERED.

23 DATED: June 6, 2025.

  
\_\_\_\_\_  
SENIOR UNITED STATES DISTRICT JUDGE